

Reference: C.N.735.2017.TREATIES-XVIII.12.b (Depositary Notification)

PROTOCOL AGAINST THE SMUGGLING OF MIGRANTS BY LAND, SEA
AND AIR, SUPPLEMENTING THE UNITED NATIONS CONVENTION
AGAINST TRANSNATIONAL ORGANIZED CRIME
NEW YORK, 15 NOVEMBER 2000

CROATIA: OBJECTION TO THE RESERVATION MADE BY AFGHANISTAN
UPON ACCESSION¹

The Secretary-General of the United Nations, acting in his capacity as depositary,
communicates the following:

The above action was effected on 21 November 2017.

(Original: English)

“The Republic of Croatia has examined the reservation made by the Islamic Republic of Afghanistan at the time of its accession to the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the United Nations Convention against Transnational Organized Crime.

The Republic of Croatia considers that the reservation made by the Islamic Republic of Afghanistan in relation to Article 18 of the said Protocol excludes one of the most important element of the said Protocol, namely the return of smuggled migrants, and thus is incompatible with the object and purpose of the Protocol. The Republic of Croatia would like to recall that, according to Article 19(c) of the Vienna Convention on the Law of Treaties, a reservation incompatible with the object and purpose of a treaty shall not be permitted.

¹ Refer to depositary notification C.N.46.2017.TREATIES-XVIII.12.b of 3 February 2017 (Accession: Afghanistan).

The Republic of Croatia therefore objects to the aforementioned reservation made by the Islamic Republic of Afghanistan. This objection shall not preclude the entry into force of the Protocol between the Republic of Croatia and the Islamic Republic of Afghanistan. The Protocol thus becomes operative between the two States without the Islamic Republic of Afghanistan benefitting from its reservation.”

22 November 2017

A handwritten signature in black ink, consisting of stylized, overlapping loops and a horizontal line at the bottom.

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned. Depositary notifications are issued in electronic format only. Depositary notifications are made available to the Permanent Missions to the United Nations in the United Nations Treaty Collection at <<https://treaties.un.org>>, under "Depositary Notifications (CNs)". In addition, the Permanent Missions, as well as other interested individuals, can subscribe to receive depositary notifications by e-mail through the Treaty Section's "Automated Subscription Services", which is also available at <https://treaties.un.org/Pages/Login.aspx?lang=_en>.